

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: HB 121 CS Road Designations
SPONSOR(S): Bendross-Mindingall
TIED BILLS: **IDEN./SIM. BILLS:** SB 308

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1) <u>Transportation Committee</u>	<u>14 Y, 0 N, w/CS</u>	<u>Rousseau</u>	<u>Miller</u>
2) <u>Transportation & Economic Development Appropriations Committee</u>	<u>17 Y, 0 N, w/CS</u>	<u>McAuliffe</u>	<u>Gordon</u>
3) <u>State Infrastructure Council</u>	<u>8 Y, 0 N, w/CS</u>	<u>Rousseau</u>	<u>Havlicak</u>
4) _____	_____	_____	_____
5) _____	_____	_____	_____

SUMMARY ANALYSIS

Section 334.071, F.S., provides for legislative designations of transportation facilities for honorary or memorial purposes, or to distinguish a particular facility. The legislative designations do not “officially” change the current names of the facilities, nor does the statute require local governments and private entities to change street signs, mailing addresses, or 911 emergency telephone-number system listings.

HB 121 w/CS designates the following transportation facilities:

- A portion of N.W. 7th Avenue between N.W. 54th Street and N.W. 60th Street in Miami-Dade County is designated as “Osun’s Village.”
- A portion of N.W. 7th Avenue between N.W. 36th Street and N.W. 79th Street in Miami-Dade County is designated as “African Caribbean Cultural Arts Corridor.”
- The pedestrian overpass on John Sims Parkway in the City of Niceville in Okaloosa County is designated as “Burl Marler Walkway.”
- The Cervantes Street Bridge on U.S. Highway 90 over Bayou Texar in the City of Pensacola in Escambia County is designated as “Dr. Phillip A. Payne Bridge.”
- A portion of Coral Way between 22nd Avenue and 27th Avenue in Miami-Dade County is designated as “Carlos C. Lopez-Aguilar Way.”
- A portion of N.W. 7th Avenue between N.W. 62nd Street and N.W. 95th Street in Miami-Dade County is designated as “Reverend Samuel Atchison Boulevard.”
- A portion of the Department of Transportation District Six Headquarters commonly known as the Main Building, which is located at 1000 N.W. 111th Avenue in the City of Miami, is designated as the “Adam Leigh Cann Building.”
- The Florida Turnpike interchange being constructed at Milepost 240 and Kissimmee Park Road in Osceola County is designated as “Senator N. Ray Carroll Memorial Interchange.”

The Florida Department of Transportation (FDOT) is directed to erect suitable markers to denote the honorary designations. The markers will cost an estimated \$400 each. Assuming that two markers will be erected for each designation, the estimated fiscal impact to FDOT will be \$6,400. This does not include maintenance or installation costs.

HB 121 w/CS does not create any constitutional or other legal issues. It takes effect July 1, 2006.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. HOUSE PRINCIPLES ANALYSIS:

HB 121 w/CS does not implicate any House Principles.

B. EFFECT OF PROPOSED CHANGES:

Current Situation

Section 334.071, F.S., provides for legislative designations of transportation facilities for honorary or memorial purposes, or to distinguish a particular facility. The legislative designations do not “officially” change the current names of the facilities, nor does the statute require local governments and private entities to change street signs, mailing addresses, or 911 emergency telephone-number system listings.

The statute requires FDOT to place a marker at each terminus or intersection of an identified road or bridge, and to erect other markers it deems appropriate for the transportation facility. The statute also provides that a city or county must pass a resolution in support of a particular designation before road markers are erected. Additionally, if the designated road segment extends through multiple cities or counties, a resolution must be passed by each affected local government.

Based on FDOT records, some 1,079 honorary road and bridge designations have been approved since 1922, most of them by the Legislature. Some public roads and bridges have multiple or overlapping designations.

Effect of HB 121 w/CS

The bill proposes the following designations:

- A portion of N.W. 7th Avenue between N.W. 54th Street and N.W. 60th Street in Miami-Dade County is designated as “Osun’s Village.” The Osun Village is a cultural, tourism destination, which will serve as a sustainable tool for Afro-centric community and economic development.
- A portion of N.W. 7th Avenue between N.W. 36th Street and N.W. 79th Street in Miami-Dade County is designated as “African Caribbean Cultural Arts Corridor.”
- The pedestrian overpass on John Sims Parkway in the City of Niceville in Okaloosa County is designated as “Burl Marler Walkway.”
- The Cervantes Street Bridge on U.S. Highway 90 over Bayou Texar in the City of Pensacola in Escambia County is designated as “Dr. Phillip A. Payne Bridge.”
- A portion of Coral Way between 22nd Avenue and 27th Avenue in Miami-Dade County is designated as “Carlos C. Lopez-Aguar Way.”
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- A portion of the Department of Transportation District Six Headquarters commonly known as the Main Building, which is located at 1000 N.W. 111th Avenue in the City of Miami, is designated as the “Adam Leigh Cann Building.”
- The Florida Turnpike interchange being constructed at Milepost 240 and Kissimmee Park Road in Osceola County is designated as “Senator N. Ray Carroll Memorial Interchange.”

The Florida Department of Transportation is directed to erect suitable markers to denote the honorary designations.

Two of the Miami-Dade County designations will be to honor the OSUN shrine in the Oshogbo-Osun State of Nigeria West Africa. The Osun’s Village and African Caribbean Cultural Arts Corridor will revitalize a targeted section of Miami-Dade County to create a vibrant urban center fueled by the arts, culture, international trade and entertainment, and a community and economic development plan for social change. These initiatives tie into the focus areas of Enterprise Florida and Miami-Dade County’s International Trade

Board, facilitating commercial exchange of products and goods and services between the South Florida Region and West Africa.

The Okaloosa County designation will honor Burl Marler, a resident of the City of Niceville who traveled John Sims Parkway daily and touched a great number of residents during his travels.

The Escambia County designation will honor Dr. Phillip A. Payne who grew up along Bayou Texar in Pensacola, Florida, and was a lifelong environmentalist. He founded the Bayou Texar Foundation and was active in several other environmental groups in Pensacola. He was a well-respected dentist in the area until he passed away in July of 2005.

One of the Miami-Dade County designations will honor Carlos C. Lopez-Aguilar who is an attorney in Miami, Florida. He is also a philanthropist who supports higher education in Miami-Dade County.

The building designation in the City of Miami will honor Adam Leigh Cann, a Sergeant in the U.S. Marine Corps, who was killed in a suicide bombing as he guarded Iraqi civilians outside a recruitment center in Ar Ramanadi.

The Osceola County designation will honor Senator N. Ray Carroll who served in the Florida Senate in 1947.

C. SECTION DIRECTORY:

Sections 1-2: Designates two honorary roads in Miami-Dade County.

Section 3: Designates one pedestrian overpass in Okaloosa County.

Section 4: Designates a bridge in Escambia County.

Section 5-6: Designates two honorary roads in Miami-Dade County.

Section 7: Designates one FDOT building in the City of Miami.

Section 8: Designates one interchange in Osceola County.

Section 9: Specifies an effective date of July 1, 2006.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

FDOT estimates that the cost to erect suitable road designating markers is approximately \$800, for a marker at each end of the designated transportation facility. The total signage cost of HB 121 w/CS is \$6,400. The expenditure is from the State Transportation Trust Fund. FDOT also is responsible for any future maintenance and replacement cost, which is indeterminate.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None.

2. Expenditures:

None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None.

D. FISCAL COMMENTS:

None.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

None.

2. Other:

None.

B. RULE-MAKING AUTHORITY:

FDOT has sufficient rulemaking authority to implement this bill.

C. DRAFTING ISSUES OR OTHER COMMENTS:

None.

IV. AMENDMENTS/COMMITTEE SUBSTITUTE & COMBINED BILL CHANGES

On November 8, 2005, this bill was considered by the Transportation Committee. An amendment was adopted which added the "Burl Marler Walkway" designation. The bill was reported favorably with a committee substitute.

On January 12, 2006, this bill was considered by the Transportation & Economic Development Appropriations Committee. An amendment was adopted which added the "Dr. Phillip A. Payne Bridge" designation. The bill was reported favorably with a committee substitute.

On February 21, 2006, this bill was considered by the State Infrastructure Council. Four amendments were adopted which added the following designations: "Carlos C. Lopez-Aguiar Way" in Miami-Dade County, "Reverend Samuel Atchison Boulevard" in Miami-Dade County, "Adam Leigh Cann Building" in Miami-Dade County, and "Senator N. Ray Carroll Memorial Interchange" in Osceola County. The bill was reported favorably with a council substitute.